

DECLARATION IN COPENDING APPLICATION
CONTAINING ADDITIONAL SUBJECT MATTER

ATTORNEY'S DOCKET NO.

3173

As a below named inventor, I declare that the information given herein is true, that I believe that I am the original, first and sole inventor if only one name is listed at 201 below, or a joint inventor if plural inventors are named below at 201-203, of the invention entitled:

EMISSION CONTROL DEVICE AND METHOD

which is described and claimed in my previously filed patent application under Serial No. _____, filed _____; that this application in part discloses and claims subject matter disclosed in my earlier filed pending application,

Serial No. 09/858,129, filed May 15, 2001; which

claimed the benefit under 35 USC §119(e) of the United States application listed below:

Serial No. 09/809,990, filed March 16, 2001.

I hereby state that I have reviewed and understand the contents of the above-identified specifications, including the claims, as amended by any amendment referred to above;

that I acknowledge my duty to disclose information of which I am aware which is material to the examination of this application in accordance with 37 C.F.R. § 1.56(a);

that as to the subject matter of this application which is common to said earlier application, I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof, or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application;

that the common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application; and

as to applications for patents or inventor's certificate on the common subject matter filed in any country foreign to the United States of America, prior to said earlier application by me or my legal representatives or assigns,

☐ no such applications have been filed, or

☐ such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION

COUNTRY	APPLICATION NUMBER	DATE OF FILING (day month, year)	PRIORITY CLAIMED UNDER 35 USC 119 YES <input type="checkbox"/> NO <input type="checkbox"/>
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NONE

ALL FOREIGN APPLICATION(S), IF ANY, FILED MORE THAN 12 MONTHS PRIOR TO SAID EARLIER APPLICATION

NONE

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s), with full power of substitution and revocation, to prosecute this application and transact all business in the Patent and Trademark Office connected therewith. (list name and registration number)

RALPH H. DOUGHERTY - REG. NO. 25,851
GREGORY N. CLEMENTS - REG. NO. 30,713
GREGORY R. EVERMAN - REG. NO. 47,553
JASON S. MILLER - REG. NO. 44,241

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(name and telephone number)
Gregory R. Everman
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FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
201	KEPPEL	PAUL	D.
RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
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POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
	218 WOOD DUCK LOOP	MOORESVILLE	NORTH CAROLINA
			ZIP CODE
			28117
FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
202			
RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
			ZIP CODE
FULL NAME OF INVENTOR	LAST NAME	FIRST NAME	MIDDLE NAME
203			
RESIDENCE & CITIZENSHIP	CITY	STATE/FOREIGN COUNTRY	COUNTRY OF CITIZENSHIP
POST OFFICE ADDRESS	POST OFFICE ADDRESS	CITY	STATE OR COUNTRY
			ZIP CODE

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

PAUL D. KEPPEL

Signature of Inventor 201	Signature of Inventor 202	Signature of Inventor 203
		
Date	Date	Date
7-16-2001	7-16-2001	7-16-2001

Additional inventors are being named on separately numbered sheet(s) attached hereto.